IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FOURTEENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 21678 of 1999

Between:

B. Suseelamma W/o. Venkataiah
R/o. Ranipet, Gudur, Nellore district.

..... PETITIONER

AND

1 Gudur Municipality, Gudur, Rep. by it's Chair Person.
Nellore district
2 The Commissioner, Gudur Municipality, Gudur,
Nellore district.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ in the nature of a Writ of Mandamus or any other appropriate Writ, order or direction declaring the action of the Respondents in not executing the lease deed in my favour in respect of Shop No. 10 (back row) in the New Shopping Complex at Gudur, Old Bus Stand pursuant to the knocking of bid in my favour in the public auction held on 15-09-99 and consequently direct the Respondents to execute the lease deed and put the petitioner in possession of Shop No. 10 (Bank Row) in the New Shopping Complex, Gudur Old Bus Stand.

Counsel for the Petitioner: MR.M.P.CHANDRAMOULI

Counsel for the Respondent No.: MR. E. SAMBASIVA PRATAP

The Court made the following:

Oral order:-

This writ petition is filed seeking a direction to the respondents to execute the lease deed and put the petitioner in possession of Shop No. 10 (Back row) in the new shopping complex, Gudur Old Bus Stand pursuant to the knocking of bid in his favour in the public auction held on 15-09-1999.

This court, at the time of admission of the writ petition, on 15-10-1999, granted interim order to the effect that it is open to the Municipality to enter into an agreement with the petitioner in respect of the shop in question; and if the respondents are not inclined to give the shop to the petitioner, they shall not let it out to any other third party until further orders.

Since the relief sought in the main writ petition and the interlocutory application is one and the same and this court on 15-10-1999 granted interim orders, no further adjudication in this writ petition is required. It is also submitted by the learned standing counsel for the respondents that the period of lease has also been expired.

Accordingly, the writ petition is disposed of. No costs.

ELIPE DHARMA RAO, J

Dt. 14-07-2005

Pvks/*

To

1 The Chair Person, Gudur Municipality, Gudur, Nellore district
2 The Commissioner, Gudur Municipality, Gudur, Nellore district.

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